THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO: 21986 of 2005

Dated: 31-03-2006

Between:

Pokala Anil Babu

..... PETITIONER

AND

The Government of Andhra Pradesh

Rep., by its Secretary,

Social Welfare Department,

Secretariat, Hyderabad and six others.

.....RESPONDENTS

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 21986 of 2005

O R D E R:

The petitioner appeared for ICET-2005 exams conducted by the third

respondent on 29-05-2005 and secured a rank of 54874. In the counselling for admission in M.B.A course held on 21-07-2005, when the petitioner produced his caste certificate, the second respondent Commissioner of Tribal Welfare having found the social status claimed by the petitioner doubtful, advised him to approach the Director, Tribal Cultural Research and Training Institute for consideration by the District Level Scrutiny and Review Committee. Questioning the said order, dated 21-07-2005, passed by the second respondent, this writ petition is filed.

This Court, while directing notice before admission by order dated 07-10-2005, granted interim direction as under:

> "There shall be an interim direction to the 7th respondent to admit the petitioner, on the basis of his selection, duly incorporating a clause to the effect that such an admission shall be subject to the outcome of the enquiry initiated against the petitioner, in relation to his social status."

When the matter is taken up for consideration, learned Government Pleader for social welfare submits that in pursuance of the interim directions, the petitioner was given admission and orders have also been passed referring the matter to the District Collector, Warangal who is competent authority under the Andhra Pradesh (Scheduled Caste-Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 1993 (for short 'the Act') for enquiry as contemplated under Section 5 of the Act and the matter is pending.

Since the enquiry is pending, the writ petition is disposed of with a direction to complete the enquiry as expeditiously as possible, preferably within a period of three months from the date of receipt of a copy of this order. It is made clear that the admission of the petitioner into the seventh respondent college shall be subject to the out come of such enquiry. No costs.

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G.ROHINI,J

Dated: 31-03-2006

Klp